

**IN THE HIGH COURT OF ANDHRA PRADESH AT AMARAVATI
(SPECIAL ORIGINAL JURISDICTION)**

**THURSDAY, THE TWELTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY FOUR**

:PRESENT:

THE HONOURABLE SRI JUSTICE B KRISHNA MOHAN

WRIT PETITION NO: 19767 OF 2024



Between:

Gadde Someswara Rao, S/o G Ramachandra Rao, Aged about 62 years,
R/o Door No 1247, Gadde Vari Street, Buttayagudem, Ganapavaram
Mandal, West District-534447.

Petitioner

AND

1. The State of A.P., Rep. by its Prl.Secy.Department of MA& UD,
Secretariat.Velagapudi, Amaravati, Guntur District.
2. The Greater Visakhapatnam Municipal Corporation, Vishakhapatnam,
Rep by its Commissioner.
3. M/s.Hayagreeva Farms and Developers, Door.No.6-20-20/1,
Flat.No.502, 4thFloor, Sukshetra East Point, East Point Colony,
Visakhapatnam- 530017. Rep by its Managing Partner
4. Ch. Jagadeeswarudu, S/o Rama Rao, Aged about 64 years, Occ.
Business. R/o D.No.2-349/1, Krishna Poultries, Old Dairy Farm, Adarsh
Nagar, Visakhapatnam.

Respondents

Petition under Article 226 of the Constitution of India is filed praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue an appropriate Writ or order or direction more particularly in the nature of 'Writ of Mandamus' declaring the action of the Respondents more particularly the action of Respondent No.2 herein in issuing proceedings vide B .A No.1086/3960/B/Z1/YDA/2021 (e-office-299800) dated 06.07.2024 keeping the Building permission granted to the Respondent No.3 in abeyance

and further directing the Respondent No.3 to stop the work and not to proceed with any further construction activity solely because of the civil disputes pending between the Respondent No.3 and Respondent No.4 as being illegal, arbitrary, unjust, violative of Principles of Natural Justice, violative of the provisions of the Greater Hyderabad Municipal Corporation Act, 1955 and violative of Articles 14, 21 and 300A of the Constitution of India and Consequently set aside the proceedings vide B.A.No.1086/3960/B/Z1/YDA/2021 (e-office-299800) dated 06.07.2024 issued by the Respondent No.2.

IA NO: 1 OF 2024:

Petition under Section 151 of CPC is filed praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of proceedings vide B.A.No.1086/3960/B/Z1/YDA/2021(e-office-299800) dated 06.07.2024 issued by Respondent No.2, Pending disposal of WP 19767 of 2024, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of SRI KALEPU YASHWANTH, Advocate for the Petitioner and of GP MUNICIPAL ADMN AND URBAN DEV AP for the Respondent No.1 and of SRI J.DILEEP KUMAR, Advocate for the Respondent No.2, the Court made the following

ORDER:

List on 02.01.2025.

Interim order granted earlier by this Court dated 28.11.2024 is extended till then.

//TRUE COPY//

SD/- B.PRASAD RAO
ASSISTANT REGISTRAR
SECTION OFFICER

FC.

To,

1. One CC to SRI. KALEPU YASHWANTH Advocate [OPUC]
2. Two CCs to GP MUNICIPAL ADMN AND URBAN DEV AP ,High Court
Of Andhra Pradesh. [OUT]
3. One CC to SRI J.DILEEP KUMAR, Advocate. [OPUC]
4. **One spare copy**

syp

HIGH COURT

BKM,J

DATED:12/12/2024

List on 02.01.2025

ORDER

WP.No.19767 of 2024

INTERIM ORDER EXTENDED

